

**Stillwater Town Board
Agenda Meeting
February 7, 2019 7:00 PM
Stillwater Town Hall**

Present: **Councilman Art Baker
Councilman Chris D'Ambro
Councilwoman Lisa Bruno
Councilwoman Ellen Vomacka
Supervisor Ed Kinowski**

Also Present: **Sue Cunningham, Town Clerk
Mark Minick, Supt of Highways
Joe Lanaro, Engineer for the Town
James Trainor, Attorney for the Town**

Supervisor Kinowski called the meeting to order and led everyone in the Pledge to the Flag.

Sue Cunningham, Town Clerk took the roll call.

Adoption of Minutes: **Motion** by Councilwoman Vomacka and seconded by Councilman D'Ambro to adopt the re-organizational minutes of January 17, 2019.
Motion carried.

Agenda Item **Resolution #7--#14**

**Resolution #7 Authorize the Transfer of Surplus Police Vehicle
to City of Mechanicville**

Introduced by: Supervisor _____

WHEREAS, the Stillwater Police Department vehicle identified as 2014 Ford Explorer Police AWD 4DR with a VIN 1FM5K8AT8EGC26305 has served its useful life to the Town of Stillwater and has over 80,500 miles; and

WHEREAS, the City of Mechanicville is in need of another police vehicle and is able to refurbish the vehicle for further use.

Now, therefore, be it

RESOLVED, that the Town Board hereby declares the Stillwater Police Vehicle (VIN 1FM5K8AT8EGC26305) to be surplus to the Town and elects to transfer the vehicle to another municipality via intermunicipal cooperation in lieu of holding an auction; and be it further

RESOLVED, that the Supervisor is hereby authorized to transfer the surplus police vehicle, VIN 1FM5K8AT8EGC26305 to the City of Mechanicville.

Motion by Councilwoman Bruno and seconded by Councilwoman Vomacka to adopt Resolution No. 7 of 2019.

A roll call was taken on Resolution No. 7 of 2019 as follows:

Supervisor Kinowski	YES
Councilman Baker	YES
Councilwoman Bruno	YES
Councilman D'Ambro	YES
Councilwoman Vomacka	YES

Motion carried. Resolution No. 7 of 2019 was adopted unanimously.

Resolution #8 **Authorizing Two Highway Department Employees to Attend Water Operator Certification Course**

WHEREAS, the Town Highway Department has two employees, Matthew Harris and Peter Stevens, who would benefit from the Water Operator Certification Course offered on March 14th and 15th at Morrisville College at a cost of approximately \$700 per individual; and

WHEREAS, the certifications course obtained by the Highway Department Employees at the aforementioned course would confer a benefit on the residents of the Town;

Now, therefore, be it

RESOLVED, that Town Highway Employees, Matthew Harris and Peter Stevens are hereby authorized to attend the Water Operator Certification Course on March 14th and 15th at Morrisville College at a cost not to exceed \$700 per individual, to be vouchered appropriately.

Motion by Councilwoman Bruno and seconded by Councilwoman Vomacka to adopt Resolution No. 8 of 2019.

A roll call was taken on Resolution No. 8 of 2019 as follows:

Supervisor Kinowski	YES
Councilman Baker	YES
Councilwoman Bruno	YES
Councilman D’Ambro	YES
Councilwoman Vomacka	YES

Motion carried. Resolution No. 8 of 2019 was adopted unanimously.

Resolution #9 **Authorizing Advertising for Bids on Cold Spring Road Murley Wetland Mitigation Area**

WHEREAS, the Murley Wetland Mitigation Area supporting the Cold Springs Road Corridor Improvement Project is in need of regrading, replanting and the installation of an Agridrain control structures; and

WHEREAS, competitive bidding is required for the Project in accordance with General Municipal Law Section 103;

Now, therefore, be it

RESOLVED, that the Town Supervisor and Town Clerk are hereby authorized to advertised for bids for the regrading, replanting and Agridrain control system installation at the Murley Wetland Mitigation Area in accordance with the attached bid specifications prepared by the Chazen Companies.

Motion by Councilwoman Bruno and seconded by Councilwoman Vomacka to adopt Resolution No. 9 of 2019.

A roll call was taken on Resolution No. 9 of 2019 as follows:

Supervisor Kinowski	YES
Councilman Baker	YES
Councilwoman Bruno	YES
Councilman D’Ambro	YES
Councilwoman Vomacka	YES

Motion carried. Resolution No. 9 of 2019 was adopted unanimously.

Resolution #10

Accept Proposed Settlement
Of 1723 NYS Route 4 Tax Protest

Introduced by: _____ Supervisor _____

WHEREAS, 223 Lake Ave., LLC the owner of 1723 NYS Route 4, challenged the 2017 and 2018 assessment on the property; and

WHEREAS, The property was assessed for \$1,750,000.00, which equals a full fair market value of \$1,903,375.00.; and

WHEREAS, The Town appraisal determined the fair market value of \$1,250,000.00 or an assessed value of \$1,131,250.00; and

WHEREAS, 223 Lake Ave., LLC’s appraisal determined the fair market value of \$1,100,000.00 or an assessed value of \$995,500.00; and

WHEREAS, 223 Lake Ave., LLC offered a settlement of a total assessment of \$1,175,000.00 (FMV \$1,298,342.54) which is a higher value than if the Town’s appraisal was successful at trial; and

WHEREAS, as such, given the vagaries and continued expense of litigation, we recommend that the Town accept the proposal and authorize us to execute the settlement documents.

Now therefore, be it

RESOLVED, that the Town Board hereby authorizes the Attorneys for the Town to finalize and accept the settlement and sign any documents necessary to effectuate the same for the lawsuit brought by 223 Lake Ave. LLC against the Town challenging his 2017 and 2018 property tax assessments.

Motion by Councilwoman Bruno and seconded by Councilwoman Vomacka to adopt Resolution No. 10 of 2019.

A roll call was taken on Resolution No. 10 of 2019 as follows:

Supervisor Kinowski	YES
Councilman Baker	YES
Councilwoman Bruno	YES
Councilman D’Ambro	YES
Councilwoman Vomacka	YES

Motion carried. Resolution No. 10 of 2019 was adopted unanimously.

Resolution #11

Authorizing the Supervisor to Further
Negotiate for the Purchase of Land for a
Town Police and Ambulance Building

Introduced by: _____ Supervisor _____

WHEREAS, the Town has identified the need for land on which to build an emergency services facility near the geographical center of Town; and

WHEREAS, the Owners of vacant land near the intersection of County Routes 75 and 76 have offered 10 acres for sale of \$90,000.00;

Now therefore, be it

RESOLVED, that the Town Board hereby authorizes the Supervisor to further negotiate the terms of purchase for 10 acres of vacant land near the intersection of County Routes 75 and 76;

Motion by Councilwoman Bruno and seconded by Councilwoman Vomacka to adopt Resolution No. 11 of 2019.

A roll call was taken on Resolution No. 11 of 2019 as follows:

Supervisor Kinowski	YES
Councilman Baker	YES
Councilwoman Bruno	YES
Councilman D'Ambro	YES
Councilwoman Vomacka	YES

Motion carried. Resolution No. 11 of 2019 was adopted unanimously.

**Resolution #12 Designating the Deputy Supervisor as the
 HUD Section 3 Fair Housing Plan Coordinator**

WHEREAS, HUD awards CDBG grants to Towns for administering its Section 3 Fair Housing Program; and

WHEREAS, the Town must appoint a Participation Plan Coordinator to administer the Section 3 Program at the Town level;

Now, therefore, be it

RESOLVED, that the Deputy Supervisor, Ellen Vomacka is hereby appointed as the Town's Section 3 Fair Housing Plan Coordinator to administer the HUD program in accordance with the attached Section 3 Participation Plan.

Motion by Councilwoman Bruno and seconded by Councilwoman Vomacka to adopt Resolution No. 12 of 2019.

A roll call was taken on Resolution No. 12 of 2019 as follows:

Supervisor Kinowski	YES
Councilman Baker	YES
Councilwoman Bruno	YES
Councilman D'Ambro	YES
Councilwoman Vomacka	YES

Motion carried. Resolution No. 12 of 2019 was adopted unanimously.

**Resolution #13 Authorizing the Supervisor/Town Clerk to
 Advertise for Proposals Regarding the Water District #6 Project**

WHEREAS, the Town has received Community Development Block Grant funds to replace existing water mains in Town Water District #6 (CDBG Project # 1116PW128-18);

WHEREAS, the grant provides up to \$750,000.00 in funds for water main replacement in the Riverside area along West Street;

WHEREAS, the grant requires the Town to request proposals for Grant Administration Services and Engineering Design Services;

WHEREAS, the request for proposals must be publicly advertised in accordance with Federal procurement requirements for competitive proposals.

Now, therefore, be it

Motion by Councilwoman Bruno and seconded by Councilwoman Vomacka to adopt Resolution No. 13 of 2019.

Supervisor Kinowski	YES
Councilman Baker	YES
Councilwoman Bruno	YES
Councilman D'Ambro	YES
Councilwoman Vomacka	YES

**Resolution #14 Authorizing the Highway Superintendent
To Purchase a Tandem Dump Truck with Wing, Plow and Sander Equipment
Off the Oneida County List**

WHEREAS, the Highway Superintendent has identified a need to purchase a Tandem Dump Truck with Wing, Plow and Sander Equipment for Highway Department services as provided in the 2019 budget; and

WHEREAS, the item selected off the Oneida County contract is exempt from the competitive bidding requirements of the General Municipal Law;

RESOLVED, that the Highway Superintendent is authorized to purchase a Tandem Dump Truck with Wing, Plow and Sander Equipment off the Oneida County Contract not to exceed \$250,000.00 as budgeted.

A roll call was taken on Resolution No. 14 of 2019 as follows:

Supervisor Kinowski	YES
Councilman Baker	YES
Councilwoman Bruno	YES
Councilman D'Ambro	YES
Councilwoman Vomacka	YES

Dick D inquired on the status of Doc Browns & the Snack Shack. Supervisor Kinowski stated they have renegotiated the contract and it is being reviewed at this time. Possibly have something at the next meeting. As for the Snack Shack it is possible a 3rd party may operate the snack shack. A brief discussion was held on the snack shack.

Supervisor Kinowski reported on election requirement changes that will be expensive to implement, nothing in place, data base & Collection not available and primary has been

moved up to June.
He also commented on NYS Driver Licenses being given to illegals.

Audited Claims

Motion by Councilwoman Bruno and seconded by Councilwoman Vomacka to pay the audited claims.

General	\$22,088.54
Town Outside	\$13,071.35
Highway	\$41,836.36
Water & Sewer	\$605.39
Capital Projects	\$8,376.15

Motion carried.

Motion by Councilwoman Vomacka and seconded by Councilman D’Ambro to adjourn into executive session to discuss a personnel matter at 7:30pm. **Motion carried.** (Note: The Town Board will not resume the regular meeting of the Town Board).

Respectfully submitted by

Sue Cunningham
Stillwater Town Clerk